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CR-06-0023-FVS

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

UNITED STATES OF AMERICA,

Plaintiff,

vs.

TIMOTHY W. HICKS,

Defendant.

INDICTMENT

Vio: 18 U.S.C. §
2252A(a)(5)(B),
Possession of Child
Pornography (Count 1);

18 U.S.C. § 2422(b),
Coercion and Enticement
(Count 2);

18 U.S.C. § 2253(a)(3),
Forfeiture (Count 3)

The Grand Jury Charges:

COUNT 1

On or about June 30, 2005, in the Eastern District of Washington,
TIMOTHY W. HICKS, defendant herein, did knowingly possess material that
contained images of child pornography, that is, digital images, computer images,
and computer-generated images that are, and are indistinguishable from, those of a
minor engaging in sexually explicit conduct that had been mailed, shipped and
transported in interstate and foreign commerce, and which were produced using
materials which have been mailed, shipped, and transported in interstate and
foreign commerce, by any means including by computer, in violation of Title 18,
United States Code, Section 2252A(a)(5)(B).

INDICTMENT - 1

COUNT 2

From on or about May 19, 2004, through May 3, 2005, in the Eastern District of Washington and elsewhere, the Defendant, TIMOTHY W. HICKS, did knowingly and intentionally, by means of a facility of interstate commerce, to wit: a computer, did attempt to persuade, induce, entice, and coerce a male minor under 18 years of age to engage in an unlawful sexual act; all in violation of 18 U.S.C. § 2422(b).

COUNT 3

Upon conviction for violating 18 U.S.C. § 2252A(a)(5),(B), Possession of Child Pornography as charged in Count 1 of this Indictment, Defendant TIMOTHY W. HICKS, shall forfeit to the United States any and all right, title, and interest he has in property used or intended to be used to facilitate the possession of child pornography, including but not limited to the following: one Western Digital hard drive, serial number WM949 159 4125, and computer peripherals, taken from the residence of TIMOTHY W. HICKS on June 23, 2005, during the execution of a search warrant at his residence on Road 16 N.E., Mansfield, Washington, all pursuant to 18 U. S. C. § 2253.

DATED this 7 day of March, 2006.

A TRUE BILL


James A. McDevitt
United States Attorney


Stephanie J. Lister
Assistant United States Attorney